

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C, 20554

FILE

OFFICE OF
MANAGING DIRECTOR

February 28, 2005

Todd D. Rosenberg, Esq.
Michael J. Walsh, Jr., Esq.
O'Melveny & Myers LLP
1625 Eye Street, N.W.
Washington, D.C. 20006-4001

Re: USAirways Inc. Debtor-in-Possession
Pro Forma Assignment of License
Fee Control No. 00000RROG-05-012

Dear Counsel:

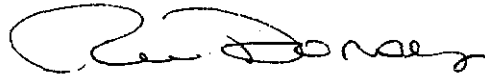
This letter responds to your request (dated October 13, 2004) submitted on behalf of USAirways, Inc., Debtor-in-Possession (USAirways DIP) for a waiver of the application fees in connection with the pro forma assignment of the license for earth station E960086. Our records reflect that you have not paid the filing fees associated with the pro forma application.

In your request, you recite that on September 12, 2004, US Airways Group, Inc. (US Airways Group) and four of its wholly-owned subsidiaries, including USAirways, Inc. (USAirways), filed for bankruptcy in the Eastern District of Virginia (Bankruptcy Court). In connection with a request for waiver of pro forma application fees from another US Airways Group subsidiary (i.e., PSA Airlines, Inc. Debtor-in-Possession), you provided us with an "Order Granting Motion to Authorize the Debtors [including USAirways] to Mail Initial Notices in Lieu of Submitting a Formatted Mailing Matrix" from the Bankruptcy Court dated September 13, 2004 (Bankruptcy Court Order). You state that with the filing of the bankruptcy petition, the status of US Airways Group and its subsidiaries, including USAirways, was converted to debtors-in-possession. You state that in connection with the bankruptcy filing, on October 12, 2004, USAirways DIP filed an application for the pro forma assignment of the earth station license from USAirways to USAirways DIP. You state that "[i]n the absence of a waiver, the parties will be required to pay a total of . . . \$445.00 for this application." You assert that a waiver of the filing fees associated with the pro forma assignment application should be granted in light of the bankruptcy filing.

Section 1.1117 of the Commission's rules, 47 C.F.R. §1.1117, provides that filing fees may be waived upon a showing of good cause and a finding that the public interest will be served thereby. *See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985*, 5 FCC Rcd 3558, 3572-73 (1990). We find that the Bankruptcy Court Order substantiates USAirways' claim of financial hardship and demonstrates good cause for waiver of the filing fees. *See MobileMedia Corporation*, 14 FCC Rcd 8017, 8027 (1999) (bankruptcy establishes good cause for waiver of filing fee). Therefore, your request for waiver of the application filing fees in connection with USAirways' application for the pro forma assignment of its earth station authorization is granted.

If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer



O'MELVENY & MYERS LLP

BEIJING
BRUSSELS
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LONDON
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NEWPORT BEACH
NEW YORK
SAN FRANCISCO
SHANGHAI
SILICON VALLEY
TOKYO

October 13, 2004

OUR FILE NUMBER
882,605-118

BY HAND DELIVERY

Andrew S. Fischel
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

WRITER'S DIRECT DIAL
(202) 383-5280

WRITER'S E-MAIL ADDRESS
mwalsh@omm.com

Re: **USAirways, Inc., Debtor-in-Possession Petition for Waiver of
Application Fees Associated with Application File No. IB2004002099**

Dear Mr. Fischel:

On behalf of USAirways, Inc., Debtor-in-Possession ("USAirways DIP"), we hereby submit and original and four (4) copies of the enclosed petition requesting a waiver of the fee requirements of §§ 1.1102 and §1.1117(e) of the Commission's Rules. USAirways DIP respectfully requests that this waiver request be reviewed in association with the above-referenced application.

It is respectfully requested that you stamp the receive date on the enclosed copy marked "Stamp and Return" and return it to us for our files. Please contact the undersigned should any questions arise concerning this submission.

Sincerely,

Michael J. Walsh, Jr.
for O'MELVENY & MYERS LLP

Counsel to USAirways, Inc., Debtor-in-Possession

Enclosure

cc: Zenji Nakazawa (via email)

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554**

In the Matter of

**US AIRWAYS, INC., DEBTOR-IN
POSSESSION**

Petition for Waiver of §1.1102 of the
Commission's Rules in Connection with
Application Filing Fees Associated with *Pro*
Forma Applications for Involuntary Assignment
for Various Wireless Licenses Pursuant to
§1.1117 of the Commission's Rules

IBFS Submission No. IB2004002099

To: Office of Managing Director

**PETITION FOR
WAIVER OF APPLICATION FILING FEES**

US Airways, Inc., Debtor-in-Possession ("Assignee"), pursuant to §1.1117 of the Commission's Rules and by its attorneys, hereby seeks a waiver of §1.1102 of the Federal Communications Commission's ("Commission") Rules which require the payment of application filing fees in connection with the above referenced application for *pro forma*, involuntary assignment of the license for earth station E960086 ("Application"). See Exhibit 1. The Application was necessitated by US Airways, Inc.'s ("Licensee") September 12, 2004 bankruptcy filing which resulted in Assignee's Debtor-in-Possession status. In addition to the earth station, licensee holds various wireless licenses used in connection with its operations as a commercial airline which are subject to a separately filed waiver request.

I. THE BANKRUPTCY

US Airways Group, Inc., ("Parent") filed voluntary petition forms along with four of its wholly owned subsidiaries for bankruptcy in the United States Bankruptcy Court, Eastern District of Virginia on September 12, 2004.¹ With these filings, the legal status of Parent and its subsidiaries was converted to "debtors-in-possession." In addition to the earth station which is the subject of the present petition, the subsidiaries (other than MSC) hold various aircraft, aviation radio-navigation, aviation auxiliary group, and land mobile licenses granted to them by the Commission in connection with their operations as commercial airlines. The parties will file separate applications for special temporary authority to allow the debtor-in-possession entities to continue to operate the aircraft licenses.

The Application was filed on October 12, 2004 and has been assigned IBFS submission number IB2004002099.

II. THE SECTION 1.117 WAIVER IS IN THE PUBLIC INTEREST

Assignee requests that it not be required to pay the application filing fees that are associated with the Application. Section 1.1117 of the Commission's Rules, provides that application filing fees may be "waived or deferred in specific instances where good cause is shown and where waiver or deferral of the fee would promote the public interest." 47 C.F.R. §1.1117(a). The Commission has previously granted a similar waiver request by the Assignee in connection with Parent's August 2002 bankruptcy filing. See IBFS Submission No. IB2002001409. Accordingly, Assignee requests relief under this provision of the Commission's Rules.

In Mobile Media Corporation, et al., Memorandum Opinion & Order, 14 FCC Red 8017,

¹ See *In re US Airways Group, Inc., et al., Debtors*, Chapter 11 Case No. 04-13819 (SSM), Hon. Stephen S. Mitchell, Jointly Administered, United States Bankruptcy Court, Eastern District of Virginia. The entities that filed bankruptcy documents that gave them Debtor-in-Possession status were (1) Parent, (2) Licensee (3) PSA Airlines, Inc. ("PSA"), (4) Piedmont Airlines, Inc. ("Piedmont"), and (5) Material Services Company, Inc. ("MSC"). MSC does not hold any FCC licenses.

8027 (1999), ("Mobile Media"), the Commission waived application filing fees under §1.1117 of its Rules associated with the reorganization of a bankrupt paging carrier solely on the fact that its bankruptcy status served as "good cause" for waiver of application filing fees. The Commission also held that "waiver of the fee will serve the public interest by enabling [the carrier] to preserve assets that will accrue to innocent creditors." *Id.* See also, *Implementation of Section 9 of the Communications Act, Assessment and Collection of Regulatory Fees for the 1994 Fiscal Year*, Memorandum Opinion & Order, 10 FCC Rcd 12759, 12762 (1995) ("evidence of bankruptcy or receivership sufficient to establish financial hardship for purposes of waiving of regulatory fees"); *In the Matter of Daniel R. Goodman, Receiver; Dr. Robert Chan, Petition for Waiver of Sections 90.633(c) and 1.1102 of the Commission's Rules*, Memorandum Opinion and Order, FCC 95-211 (rel. May 24, 1995).

In the present case, Assignee submits that the bankruptcy requires like treatment in the grant of the present waiver request. See *Melody Music, Inc. v. FCC*, 345 F.2d 730, 733 (D.C. Cir. 1965). As set forth above, Licensee has filed for Chapter 11 bankruptcy and has been awarded Debtor-in-Possession status. In the absence of a waiver, the parties will be required to pay a total of four hundred forty five dollars (\$445) for this application. Payment of the application filing fee is another financial burden which, based on FCC precedent, should be avoided because of the bankruptcy, particularly so because a *pro forma* transaction does not entail any real changes in control of the Licensee. As stated above, grant of this waiver would preserve funds better used to sustain operations and, as the Commission pointed out in *Mobile Media, supra*, this payment would direct monies from the innocent creditors whose claims are already compromised in the bankruptcy proceedings. Accordingly, Assignee requests grant of a waiver under §1.1117 of the Commission's Rules.

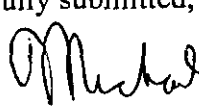
* * * *

III. CONCLUSION

For all of the foregoing reasons, Assignee respectfully requests that the Commission grant this petition for waiver of the fee requirements of §§ 1.1102 and 1.1117(e) of the Commission's Rules in connection with the Application.

Respectfully submitted,

By: _____


Todd D. Rosenberg
Michael J. Walsh, Jr.

Counsel to US Airways, Inc., Debtor-In-Possession

Dated: October 13, 2004

O'Melveny & Myers, LLP
1625 Eye Street, N.W.
Washington, D.C. 20006-4001
Telephone: (202) 383-5300
Facsimile: (202) 383-5414

EXHIBIT 1

See attached application.

Approved by OMB
3060-0678

Date & Time Filed: Oct 12 2004 10:53:32:483PM
File Number: SES-ASG-INTR2004-02099

APPLICATION FOR SATELLITE SPACE AND EARTH STATION AUTHORIZATIONS FOR
TRANSFER OF CONTROL OR ASSIGNMENT FCC 312 MAIN FORM FOR OFFICIAL USE
ONLY

FCC Use Only

APPLICANT INFORMATION

Enter a description of this application to identify it on the main menu:

Earth Station Assignment Application

1-8. Legal Name of Applicant

Name: US Airways, Inc.

Phone Number: 336-744-4938

**DBA
Name:**

Fax Number: 336-744-6321

Street: 5630 University Parkway

E-Mail: Marshall_Swaringen@usairways.c

City: Winston Salem

State: NC

Country: USA

Zipcode: 27105

Attention: Marshall Swaringen

9-16. Name of Contact Representative (If other than applicant)

Name:	Todd D. Rosenberg	Phone Number:	(202) 383-5300
Company:	O'Melveny & Myers LLP	Fax Number:	(202) 383-5414
Street:	1625 Eye Street, NW	E-Mail:	trosenberg@omm.com
City:	Washington	State:	DC
Country:	USA	Zipcode:	20006-
Contact Title:		Relationship:	Legal Counsel

CLASSIFICATION OF FILING

<p>17. Choose the button next to the classification that applies to this filing for both questions a. and b. Choose only one for 17a and only one for 17b.</p> <p><input checked="" type="radio"/> a1. Earth Station</p> <p><input type="radio"/> a2. Space Station</p>	<p>(N/A) b1. Application for License of New Station</p> <p>(N/A) b2. Application for Registration of New Domestic Receive-Only Station</p> <p>(N/A) b3. Amendment to a Pending Application</p> <p>(N/A) b4. Modification of License or Registration</p> <p><input checked="" type="radio"/> b5. Assignment of License or Registration</p> <p><input type="radio"/> b6. Transfer of Control of License or Registration</p> <p>(N/A) b7. Notification of Minor Modification</p> <p>(N/A) b8. Application for License of New Receive-Only Station Using Non-U.S. Licensed Satellite</p> <p>(N/A) b9. Letter of Intent to Use Non-U.S. Licensed Satellite to Provide Service in the United States</p> <p>(N/A) b10. Other (Please specify)</p>
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17c. Is a fee submitted with this application?

- ☒ If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).
☐ Governmental Entity ☐ Noncommercial educational licensee
☐ Other (please explain):

17d.

Fee Classification A CNO – Receive Only Earth Station

Quantity 1
(First Station)

Fee Classification B

Quantity 0
(Each Additional Station)

18. If this filing is in reference to an existing station, enter:

(a) Call sign of station:
Not Applicable

19. If this filing is an amendment to a pending application enter:

(a) Date pending application was filed:

Not Applicable

(b) File number of pending application:

Not Applicable

TYPE OF SERVICE

<p>20. NATURE OF SERVICE: This filing is for an authorization to provide or use the following type(s) of service(s): Select all that apply:</p> <p><input checked="" type="checkbox"/> a. Fixed Satellite</p> <p><input type="checkbox"/> b. Mobile Satellite</p> <p><input type="checkbox"/> c. Radiodetermination Satellite</p> <p><input type="checkbox"/> d. Earth Exploration Satellite</p> <p><input type="checkbox"/> e. Direct to Home Fixed Satellite</p> <p><input type="checkbox"/> f. Digital Audio Radio Service</p> <p><input type="checkbox"/> g. Other (please specify)</p>	
<p>21. STATUS: Choose the button next to the applicable status. Choose only one.</p> <p><input type="radio"/> Common Carrier <input checked="" type="radio"/> Non-Common Carrier</p>	<p>22. If earth station applicant, check all that apply.</p> <p><input checked="" type="checkbox"/> Using U.S. licensed satellites</p> <p><input type="checkbox"/> Using Non-U.S. licensed satellites</p>
<p>23. If applicant is providing INTERNATIONAL COMMON CARRIER service, see instructions regarding Sec. 214 filings. Choose one. Are these facilities:</p> <p><input type="radio"/> Connected to a Public Switched Network <input checked="" type="radio"/> Not connected to a Public Switched Network <input type="radio"/> N/A</p>	
<p>24. FREQUENCY BAND(S): Place an "X" in the box(es) next to all applicable frequency band(s).</p> <p><input type="checkbox"/> a. C-Band (4/6 GHz) <input type="checkbox"/> b. Ku-Band (12/14 GHz)</p> <p><input checked="" type="checkbox"/> c. Other (Please specify upper and lower frequencies in MHz.)</p> <p>Frequency Lower: 3700.0000 Frequency Upper: 4200.00</p>	

TYPE OF STATION

25. CLASS OF STATION: Choose the button next to the class of station that applies. Choose only one.

- ☒ a. Fixed Earth Station
- ☐ b. Temporary-Fixed Earth Station
- ☐ c. 12/14 GHz VSAT Network
- ☐ d. Mobile Earth Station
- ☐ e. Geostationary Space Station
- ☐ f. Non-Geostationary Space Station
- ☐ g. Other (please specify)

26. TYPE OF EARTH STATION FACILITY: Choose only one.

- ☐ Transmit/Receive ☐ Transmit-Only ☒ Receive-Only ☐ N/A

PURPOSE OF MODIFICATION

27. The purpose of this proposed modification is to: (Place an "X" in the box(es) next to all that apply.)

Not Applicable

ENVIRONMENTAL POLICY

28. Would a Commission grant of any proposal in this application or amendment have a significant environmental impact as defined by 47 CFR 1.1307? If YES, submit the statement as required by Sections 1.1308 and 1.1311 of the Commission's rules, 47 C.F.R. 1.1308 and 1.1311, as an exhibit to this application. A Radiation Hazard Study must accompany all applications for new transmitting facilities, major modifications, or major amendments.

☐ Yes ☒ No

ALIEN OWNERSHIP Earth station applicants not proposing to provide broadcast, common carrier, aeronautical en route or aeronautical fixed radio station services are not required to respond to Items 30–34.

29. Is the applicant a foreign government or the representative of any foreign government?

☐ Yes ☒ No ☐ N/A

30. Is the applicant an alien or the representative of an alien?

☐ Yes ☒ No
☐ N/A

31. Is the applicant a corporation organized under the laws of any foreign government?

☐ Yes ☒ No
☐ N/A

32. Is the applicant a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?

☐ Yes ☒ No
☐ N/A

33. Is the applicant a corporation directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?

☐ Yes ☒ No
☐ N/A

34. If any answer to questions 29, 30, 31, 32 and/or 33 is Yes, attach as an exhibit an identification of the aliens or foreign entities, their nationality, their relationship to the applicant, and the percentage of stock they own or vote.

BASIC QUALIFICATIONS

35. Does the Applicant request any waivers or exemptions from any of the Commission's Rules?
If Yes, attach as an exhibit, copies of the requests for waivers or exceptions with supporting documents.

☐ Yes ☒ No

36. Has the applicant or any party to this application or amendment had any FCC station authorization or license revoked or had any application for an initial, modification or renewal of FCC station authorization, license, or construction permit denied by the Commission? If Yes, attach as an exhibit, an explanation of circumstances.

☐ Yes ☒ No

37. Has the applicant, or any party to this application or amendment, or any party directly or indirectly controlling the applicant ever been convicted of a felony by any state or federal court? If Yes, attach as an exhibit, an explanation of circumstances.

☐ Yes ☒ No

38. Has any court finally adjudged the applicant, or any person directly or indirectly controlling the applicant, guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement or any other means or unfair methods of competition? If Yes, attach as an exhibit, an explanation of circumstances

☐ Yes ☒ No

39. Is the applicant, or any person directly or indirectly controlling the applicant, currently a party in any pending matter referred to in the preceding two items? If yes, attach as an exhibit, an explanation of the circumstances.

☐ Yes ☒ No

40. If the applicant is a corporation and is applying for a space station license, attach as an exhibit the names, address, and citizenship of those stockholders owning a record and/or voting 10 percent or more of the Filer's voting stock and the percentages so held. In the case of fiduciary control, indicate the beneficiary(ies) or class of beneficiaries. Also list the names and addresses of the officers and directors of the Filer.

41. By checking Yes, the undersigned certifies, that neither applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application" for these purposes.

☒ Yes ☐ No

42a. Does the applicant intend to use a non-U.S. licensed satellite to provide service in the United States? If Yes, answer 42b and attach an exhibit providing the information specified in 47 C.F.R. 25.137, as appropriate. If No, proceed to question 43.

☐ Yes ☒ No

42b. What administration has licensed or is in the process of licensing the space station? If no license will be issued, what administration has coordinated or is in the process of coordinating the space station?

43. Description. (Summarize the nature of the application and the services to be provided).

(If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.)

This application involves the involuntary assignment of E960086 from USAirways, Inc. to USAirways Inc., Debtor-in-Possession. See Exhibit F.

Exhibit F

CERTIFICATION

The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. The applicant certifies that grant of this application would not cause the applicant to be in violation of the spectrum aggregation limit in 47 CFR Part 20. All statements made in exhibits are a material part hereof and are incorporated herein as if set out in full in this application. The undersigned, individually and for the applicant, hereby certifies that all statements made in this application and in all attached exhibits are true, complete and correct to the best of his or her knowledge and belief, and are made in good faith.

44. Applicant is a (an): (Choose the button next to applicable response.)

- ☐ Individual
- ☐ Unincorporated Association
- ☐ Partnership
- ☒ Corporation
- ☐ Governmental Entity
- ☐ Other (please specify)

45. Name of Person Signing
Elizabeth K. Lanier

46. Title of Person Signing
VP — General Counsel

47. Please supply any need attachments.

Attachment 1:

Attachment 2:

Attachment 3:

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT
(U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION
(U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).

SATELLITE EARTH STATION AUTHORIZATIONS
FCC Form 312 – Schedule A
FOR OFFICIAL USE ONLY

Select one of the following

- | | |
|---|---|
| <input type="radio"/> CONSENT TO TRANSFER OF CONTROL

<input type="radio"/> NOTIFICATION OF TRANSFER OF CONTROL OF RECEIVE
ONLY REGISTRATION | <input type="radio"/> CONSENT TO ASSIGNMENT OF LICENSE

<input checked="" type="radio"/> NOTIFICATION OF ASSIGNMENT OF RECEIVE ONLY
REGISTRATION |
|---|---|

A1. Name of Licensee (as shown on FCC 312 – Main Form)

Name: USAirways, Inc. DBA Name: Street: 5360 University Parkway City: Winston-Salem Country: USA Attention: Marshall Swaringen	Phone Number: (336) 744-4938 Fax Number: (336) 744-6321 E-Mail: Marshall_Swaringen@usairways.c State: NC Zipcode: 27105 -
---	---

A8. List Callsign(s) of station(s) being assigned or transfered

--	--	--	--	--	--	--	--

Callsign: E960086	Callsign:	Callsign:	Callsign:	Callsign:	Callsign:	Callsign:	Callsign:
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A9. No. of station(s) listed

1

A10. Name of Transferor/ Assignor

Name:	Todd D. Rosenberg	Phone Number:	(202) 383-5300
Company:	O'Melveny & Myers LLP	Fax Number:	(202) 383-5414
Street:	1625 Eye Street, NW	E-Mail:	trosenberg@omm.com
City:	Washington	State:	DC
Country:	USA	Zipcode:	20006 -
Contact Title:		Relationship:	Legal Counsel

A15. Name of Transferee/ Assignee

Name:	US Airways, Inc., Debtor-in-Possession	Phone Number:	336-744-4938
DBA Name:		Fax Number:	336-744-6321
Street:	5630 University Parkway	E-Mail:	marshall_swaringen@usairways.com
City:	Winston Salem	State:	NC
Country:	USA	Zipcode:	27105 -
Attention:	Mr Marshall Swaringen		

A20. If these facilities are licensed, is the transferee / assignee directly or indirectly controlled by any other entity?
If yes, attach as Exhibit E, a statement (including organizational diagrams where appropriate) which fully and completely identifies the nature and extent of control including: (1) the name, address, citizenship, and primary business of the controlling entity and any intermediate subsidiaries or parties, and (2) the names, addresses, citizenship, and the percentages of voting and equity stock of those stockholders holding 10 percent or more of the controlling corporation's voting stock.

- ☒ Yes
☐ No
☐ N/A

A21. If these facilities are licensed, attach as Exhibit F, a complete statement setting forth the facts which show how the assignment or transfer will serve the public interest.

CERTIFICATION

<p>1. The undersigned, individually and for licensee, certifies that all attached exhibits pertain to Schedule A and all statements made in Schedule A of this application are true, complete and correct to the best of his/her knowledge and belief. The undersigned also certifies that any contracts or other instruments submitted herewith are complete and constitute the full agreement.</p> <p>2. The undersigned represents that stock will not be delivered and that control will not be transferred until the Commission's consent has been received, but that transfer of control or assignment of license will be completed within 60 days of Commission consent. The undersigned also acknowledges that the Commission must be notified by letter within 30 days of consummation.</p>	
<p>A22. Printed Name of Licensee (Must agree with A1) USAirways, Inc.</p>	<p>A24. Title (Office Held by Person Signing) VP — General Counsel</p>
<p>A26. Printed Name of License Transferor / Assignor (Must agree with A10) Todd D. Rosenberg</p>	<p>A28. Title (Office Held by Person Signing) Legal Counsel</p>
<p>A26. Printed Name of License Transferee / Assignee (Must agree with A15) USAirways, Inc., Debtor-in-Possession</p>	<p>A28. Title (Office Held by Person Signing) VP — General Counsel</p>

FCC NOTICE REQUIRED BY THE PAPERWORK REDUCTION ACT

The public reporting for this collection of information is estimated to average 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PERM, Paperwork Reduction Project (3060-0678), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to jboley@fcc.gov. PLEASE DO NOT SEND COMPLETED FORMS TO THIS ADDRESS.

Remember – You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0678.

THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.